

A regular meeting of the Council of the City of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:30 p.m., November 26, 2002.

Members present: Mayor G. Michael Shelton; Councilwoman Mary L. Flood; Vice Mayor E. Thomas Messier; Councilman C. G. Stanley, Jr.; Councilman W. D. Tharp; and Councilman Robert T. Wandrei.

Members absent: Councilman Thomas M. Padgett.

Staff present: City Manager F. Craig Meadows; City Attorney W. W. Berry, IV; and Clerk of the Council Teresa W. Hatcher.

Mayor Shelton opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

Mayor Shelton declared that the minutes of a regular Council meeting held on November 12, 2002, were approved as distributed.

The City Manager asked that the following items be added to the agenda:

Presentation - Bill Gillespie - Region 2000 Regional Commission - Regional Legislative Priorities
Closed Meeting - Code of Virginia 1950, as amended, Section 2.2-3711(a)(7)
Consultation with Legal Counsel - Pending Litigation

The City Manager informed Council of the following events and items:

- Employee Christmas Dinner - December 5
- The Liberty High School Football team will be competing in the State Football Semi-Finals against Grundy on December 7 at 1:00 p.m., which necessitated a change in the Christmas Parade. The parade has been rescheduled to 10:30 a.m. on December 7. It was the consensus of Council to approve the closing of the streets at 10:30 a.m. for the parade.
- American Public Power Association Policymakers Workshop - December 11 at Hotel Roanoke
- State of the Commonwealth address, sponsored by the Bedford Chamber of Commerce, will be held at Bedford County Club at 12:00 noon
- Randy Nixon has been hired as the City's new Parks & Recreation Director and will begin on December 2.
- Council should submit the State of Economic Interest forms by December 13
- VML/VACO Legislative Day - January 23, 2003
- The City auction held on November 16 generated over \$20,000.
- The Blue Ridge Power Agency held a pre-bid conference for companies interested in bidding on the next long-term power supply contract. Eighteen companies expressed an interest.
- Members of Council indicated their interest in receiving copies of the Comparative Report of Local Government and Expenditures

Chief Graham gave an update on the deer management program. Discussion ensued.

On motion by Councilman Tharp, seconded by Councilman Wandrei, voted upon and carried, the agenda was amended by adding the following items:

Presentation - Bill Gillespie - Region 2000 Regional Commission - Regional Legislative Priorities
Closed Meeting - Code of Virginia 1950, as amended, Section 2.2-3711(a)(7)

Consultation with Legal Counsel - Pending Litigation

Councilman Wandrei indicated that Bedford Main Street, Inc., could still use volunteers to help with the Christmas parade.

Councilman Wandrei reported that Bedford Main Street, in conjunction with the Bedford Chamber of Commerce, is planning an After Hours Block Party on South Bridge Street in the spring of 2003.

Mr. Bart Warner, Director of Planning and Community Development gave background information on the following agenda items:

- Ordinance - Changing the Zoning Maps by Rezoning a parcel owned by Brian Murphy and Jennifer Murphy from R-1 to R-3 (Tax Map 192-6-4) - Mr. Warner indicated that the Planning Commission recommends approval of the proposed amendment.
- Ordinance - Amending Section 611 of the City of Bedford Land Development Regulations - Mr. Warner indicated that the Planning Commission recommends approval of the amendment.
- Ordinances - Amending the City of Bedford Land Development Regulations to create Sections 615 and 616 - Mr. Warner indicated that the Planning Commission recommends approval of the proposed amendments to the Land Development Regulations.

On motion by Councilman Wandrei, seconded by Vice Mayor Messier, voted upon and carried, Council waived the reading of the following proposed ordinances:

Ordinance - Changing the Zoning Maps by Rezoning from R-1 to R-3 a parcel owned by Brian Murphy and Jennifer Murphy (Tax Map 192-6-4).

Ordinance - Amending Section 611 of the City of Bedford Land Development Regulations

Ordinances - Amending the City of Bedford Land Development Regulations to create Sections 615 and 616
On motion by Vice Mayor Messier, seconded by Councilwoman Flood, voted upon and carried by a roll call vote, Council adopted the Ordinance Changing the Zoning Maps by Rezoning from R-1 to R-3 a parcel owned by Brian Murphy and Jennifer Murphy (Tax Map 192-6-4). Roll call vote follows:

Councilwoman Flood aye
Vice Mayor Messier aye
Councilman Padgett absent
Councilman Stanley aye
Councilman Tharp aye
Councilman Wandrei aye
Mayor Shelton aye

The Ordinance follows as adopted:

AN ORDINANCE CHANGING THE ZONING MAPS
FOR THE CITY OF BEDFORD
BY REZONING FROM R-1 TO R-3 A PARCEL
OWNED BY BRIAN MURPHY AND JENNIFER MURPHY
(TAX MAP 192-6-4) LOCATED ON THE NORTH SIDE OF
BLUE RIDGE AVENUE AND ADJACENT TO
THE RAINTREE COMPLEX ON THE EAST

WHEREAS, the Planning Commission of the City of Bedford held a public hearing and on November 6, 2002 recommended to the City Council of Bedford that it approve a rezoning of parcels hereinafter described; and

WHEREAS, the City Council on November 12, 2002 held a public hearing after notice was given in the Bedford Bulletin once a week for two successive weeks as required by Virginia Code 15.2-2204;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD:

Section 1. The Zoning Map of the City of Bedford is amended by rezoning from single family residential district (R1) to high density residential district (R-3) the following described land:

Tax Parcel No. 192-6-4, bounded on the West by Raintree East Reilly Mortgage Group Inc., on the North by Southgate Associates, on the East by Francis Overstreet Craig, and on the south by Blue Ridge Avenue.

Section 2. The ordinance is effective on the date of adoption.

Councilman Tharp moved that Council adopt the Ordinance Amending Section 611 of the City of Bedford Land Development Regulations. The motion was seconded by Vice Mayor Messier.

Discussion ensued regarding Section 611.04 (e) of the proposed ordinance.

Councilman Wandrei moved that the ordinance be amended by making items 1-8 in Section 611.04 (e) Conditional Uses, prohibited uses. The motion died for lack of a second.

Vice Mayor Messier made a substitute motion that Council refer the proposed ordinance back to the Planning Commission for further discussion. The motion was seconded by Councilman Stanley, voted upon and carried.

On motion by Vice Mayor Messier, seconded by Councilman Tharp, voted upon and carried by a roll call vote, Council adopted the Ordinance amending the City of Bedford Land Development Regulations to create Section 615. Roll call vote follows:

Vice Mayor Messier aye
Councilman Padgett absent
Councilman Stanley aye
Councilman Tharp aye
Councilman Wandrei aye
Councilwoman Flood aye
Mayor Shelton aye

The Ordinance follows as adopted:

AN ORDINANCE AMENDING
THE CITY OF BEDFORD LAND DEVELOPMENT
REGULATIONS TO PROVIDE FOR A
WORKPLACE CAMPUS DISTRICT (WPC)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, VIRGINIA:

Section 1. The Land Development Regulations of the City of Bedford, Virginia, are amended by adding the following new provisions:

Section 601.09 Intent of Workplace Campus District (WPC). The workplace campus district is intended to provide what is generally known as an industrial park for the location of environmentally clean light and medium manufacturing activities, warehousing, wholesale distribution, research and development, and office complexes. Certain uses of a commercial or business nature (such as restaurants and limited retail shops) which serve the employees who work on site are incorporated as accessory uses in order to provide an attractive work environment.

Section 615 Workplace Campus District (WCD)

Section 615.01 Permitted uses. The following uses are permitted:

- a. Any conditional or permitted uses in the M-1 or CLI districts.
- b. Offices, call and data processing centers.
- c. Such accessory uses and activities as are appropriate and incidental to the principal use and which are permitted as conditional or permitted non-residential uses in the B-1 district, provided such accessory uses are located within the primary building and the square footage of such accessory uses does not exceed 10 percent of the gross floor area.

Section 2. This ordinance shall be effective upon enactment.

On motion by Councilman Tharp, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adopted the Ordinance amending the City of Bedford Land Development Regulations to create Section 616. Roll call vote follows:

Councilman Padgett absent
Councilman Stanley aye
Councilman Tharp aye
Councilman Wandrei aye
Councilwoman Flood aye
Vice Mayor Messier aye
Mayor Shelton aye

The Ordinance follows as adopted:

AN ORDINANCE AMENDING
THE CITY OF BEDFORD LAND DEVELOPMENT REGULATIONS
TO PROVIDE FOR A CENTRAL NEIGHBORHOOD
WORKPLACE DISTRICT (CNW)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, VIRGINIA:

Section 1. The City Council finds that the public necessity, convenience and good zoning practices require that the zoning ordinances of the City of Bedford be amended to include the provisions set forth below providing for a new Central Neighborhood Workplace zone.

Section 2. The Land Development Regulations of the City of Bedford, Virginia, are amended by adding the following new provisions:

Section 601.10 Intent of Central Neighborhood Workplace District (CNW). The central neighborhood workplace district is intended to allow for a mixture of uses within historic industrial buildings in the central area of the City. A full range of uses from residential to industrial are incorporated in order to preserve historic structures and enhance their viability as employment and commercial service centers in a way that does not compromise the integrity of adjacent neighborhoods

Section 616 Central Neighborhood Workplace District (CNW)

Section 616.01 Permitted uses. The following uses are permitted:

- a. Any conditional or permitted uses in the M-1 or CLI districts.
- b. Any conditional or permitted use in the B-1 District.

Section 616.02 Design standards. The following design standards shall apply for all structures within the Central Neighborhood Workplace District:

- a. Building and street facades must extend parallel to frontage property lines.
- b. Unless contained within an on-site structure, off-street parking should be located to the rear of all buildings as allowed by existing site conditions.
- c. Hedges, garden walls or fences may be built on property lines or as the continuation of building walls. A garden wall, fence or hedge with a minimum height of 3 feet shall be installed along any street frontage adjacent to parking areas.
- d. Main pedestrian access to any building shall be from the street it faces. Secondary access may be provided from parking areas.

Section 3. This ordinance shall be effective upon enactment.

Mr. Cecil Conner, Regional Library Board, introduced Peggy Bias, the new Library Director.

Mr. Bill Gillespie, Region 2000 Regional Commission, made a presentation regarding the Commission's

Legislative Agenda for 2003.

Councilman Wandrei moved that Council endorse and support the Region 2000 Regional Commission's Legislative Agenda for 2003. The motion was seconded by Councilwoman Flood, voted upon and carried.

City Manager Meadows stated the Bedford Welcome Center will permanently house and exhibit the 1927 Seagrave Fire Engine owned by Bedford Fire Company, Inc. Council has been provided with a proposed agreement by and between Bedford City, Bedford County, and the Fire Company which outlines the terms and conditions of ownership, insurance, maintenance, access, etc. Bedford Fire Company and the Bedford County Board of Supervisors have approved the agreement.

On motion by Councilman Tharp, seconded by Councilman Stanley, voted upon and carried, Council approved the agreement regarding the antique fire truck and authorized the City Manager to sign the agreement.

The City Manager stated that Council had before them a proposed ordinance authorizing the City to approve the regional memorandum of understanding between the counties of Amherst, Appomattox, Bedford and Campbell and the cities of Bedford and Lynchburg to provide for joint action to maximize federal financial reimbursement for regional human services related activities through the establishment of the Regional Revenue Maximization Board.

Mr. Leighton Langford, Director of Social Services, explained the federal revenue maximization process.

On motion by Councilman Wandrei, seconded by Vice Mayor Messier, voted upon and carried, Council waived the reading of the proposed Ordinance regarding the regional agreement establishing a revenue maximization board.

On motion by Councilman Tharp, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adopted the proposed ordinance regarding establishing a revenue maximization board. Roll call vote follows:

Councilman Stanley aye
Councilman Tharp aye
Councilman Wandrei aye
Councilwoman Flood aye
Vice Mayor Messier aye
Councilman Padgett absent
Mayor Shelton aye

The ordinance follows as adopted:

ORDINANCE

An Ordinance Authorizing Participation In And The Granting Approval Of A Regional Agreement Establishing A Revenue Maximization Board

WHEREAS, Section 15.2-1300 of the Code of Virginia, 1950, as amended, authorizes localities to exercise and enjoy jointly any power, privilege or authority capable of exercise by such localities individually, unless

and express statutory procedure is otherwise provided for such joint exercise; and

WHEREAS, a regional agreement between the governing bodies of the counties of Amherst, Appomattox and Campbell, and the cities of Bedford and Lynchburg has been proposed for the purpose of providing for joint action to maximize federal financial reimbursement for regional human services related activities through the establishment of the Regional Revenue Maximization Board with the powers and duties set forth in the agreement; and

WHEREAS, Section 15.2-1300 of the Code of Virginia, 1950, as amended, requires that any such joint agreement be approved by the participating localities by ordinance before the agreement may enter into force;

NOW, THEREFORE, BE IT ORDAINED that the City Council of the City of Bedford, Virginia, in accordance with the provisions of Section 15.2-1300 of the Code of Virginia, 1950, as amended, does hereby approve the execution of a regional agreement between the counties of Amherst, Appomattox and Campbell, and the cities of Bedford and Lynchburg to provide for joint action to maximize federal financial reimbursement for regional human services related activities through the establishment of the Regional Revenue Maximization Board, with the powers and duties set forth in the agreement and does hereby authorize the participation of the City of Bedford, therein;

AND BE IT FURTHER ORDAINED that the City Manager is hereby authorized to execute the regional agreement in substantially the same form as presented to the City Council.

Commissioner of Revenue Daniel and City Treasurer Caldwell reviewed information with members of Council regarding the impact of recent State funding reductions on their offices.

Discussion ensued.

Councilman Wandrei moved that Council direct the City Manager to look to see where funding could be found in the budget to spread this \$14,336 hit throughout the budget. The motion was seconded by Councilwoman Flood, voted upon and carried.

Mayor Shelton stated the City Manager will report back to Council on this matter.

On motion by Vice Mayor Messier, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adjourned into closed session pursuant to the Code of Virginia of 1950, as amended, § 2.2-3711 (a) (7) - Consultation with Legal Counsel - Pending Litigation. Roll call vote follows:

Councilman Tharp aye
Councilman Wandrei aye
Councilwoman Flood aye
Vice Mayor Messier aye
Councilman Padgett absent
Councilman Stanley aye
Mayor Shelton aye

Council adjourned into closed session at 8:55 p.m.

Council reconvened into open session at 9:07 p.m.

The Clerk of Council read aloud the following resolution:

BE IT RESOLVED that the Council of the City of Bedford hereby certifies that (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Council.

On motion by Councilman Tharp, seconded by Vice Mayor Messier, voted upon and carried unanimously by a roll call vote, Council adopted the resolution. Roll call vote follows:

Councilman Wandrei aye
Councilwoman Flood aye
Vice Mayor Messier aye
Councilman Padgett absent
Councilman Stanley aye
Councilman Tharp aye
Mayor Shelton aye

Mayor Shelton adjourned the meeting at 9:08 p.m.